

MINUTES
BOARD OF SUPERVISORS
COUNTY OF YORK

Regular Meeting
November 17, 1999

7:00 p.m.

Meeting Conveyed. A Regular Meeting of the York County Board of Supervisors was called to order at 7:03 p.m., Wednesday, November 17, 1999, in the Board Room, York County Finance Building, by Chairman Sheila S. Noll.

Attendance. The following members of the Board of Supervisors were present: Walter C. Zarembo, Sheila S. Noll, Albert R. Meadows, James W. Funk, and Jere M. Mills.

Also in attendance was Daniel M. Stuck, County Administrator.

Invocation. Vice Chairman James Funk gave the Invocation.

Pledge of Allegiance to the Flag of the United States of America. Chairman Noll led the Pledge of Allegiance.

HIGHWAY MATTERS

Mr. Quintin Elliott, Resident Engineer, Virginia Department of Transportation (VDOT), appeared to discuss highway matters of interest to the Board of Supervisors.

Chairman Noll inquired about the usage of rumble strips on the roads and implementing a pilot program to try the strips on the County roads.

Mr. Elliott explained that rumble strips were used only on the interstate system. He further explained that to implement such a program, the shoulders of the roads would need to be widened because the strips are placed on the edges of the roadways.

Chairman Noll stated she was interested in having the strips placed perpendicular on the roads.

Mr. Elliott responded that VDOT only puts strips along the edges of the roadways.

Mr. Zarembo asked Mr. Elliott to describe the measures VDOT had taken to try and prevent accidents at the intersection of Mooretown Road and Airport Road.

Mr. Elliott stated VDOT had added quite a few measures which include the large-sized stop signs, flashing lights on one side of Mooretown Road, the words "Stop Ahead" painted onto the pavement of the road, and rumble strips. He also mentioned that a traffic study was requested by him every quarter.

Mr. Mills mentioned a letter received from residents near Big Bethel Road which addressed some severe ditch problems. He also spoke regarding a cut-off on Route 171 which people are using for a dump, and he asked Mr. Elliott to identify the owner if that was one of VDOT's responsibilities.

Mr. Meadows asked about the status of Grafton Drive.

Mr. Elliott informed the Board that the contractor had received a contract from the bonding company, and he was waiting for an official confirmation from the VDOT office in Richmond.

Mr. Funk expressed his concerns about the established escape routes used during a hurricane. He stated area residents were trapped here on the Peninsula during Hurricane Floyd, and he asked if VDOT was preparing a study on the escape routes.

Mr. Elliott stated they were looking into the traffic problems that occurred during the hurricane as well as the design of roads during such severe storms. He explained the roads were not designed to handle harsh rains which equated to a 500-year storm. He explained the interstate system could handle up to a 100-year storm; the local roads were designed for 10-year storms;

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and, primary roads for 50-year storms. He further stated that VDOT was looking at the areas that flooded within its jurisdiction to install flood prevention measures and keep the evacuation routes open.

COUNTY ATTORNEY REPORTS AND REQUESTS

Mr. Barnett reported a steady workflow in his office which included review of the curbside trash pick-up contract and the water agreement with Newport News. He stated the Legislative Program had been sent out to legislators and staff. He spoke on the organization of the Law Library project for which a team of attorneys were solicited to help. He reported working on an appeal for the State Supreme Court in a case involving the Forestry Management Ordinance.

COUNTY ADMINISTRATOR REPORTS AND REQUESTS

Mr. Stuck reported on the community center negotiations and the update received from the YMCA. He pointed out that no additional material was received from the York County Athletic Club to date. He spoke regarding a meeting with James City County officials and County staff to discuss the option of York County residents utilizing the James City County community center. He also indicated that the real estate assessment notices would be going out on November 22.

Mr. Mills asked if the York County Athletic Club was dodging the County because of the County's questions.

Mr. Stuck apprised the Board of the difficulty in scheduling a meeting with the York County Athletic Club. He stated Mrs. Smith had delivered the County's request for information to them, but he wasn't sure if they had yet provided any response.

Mr. Zaremba asked for the status of York Hall with respect to a completion date and allocation of space.

Mr. Stuck explained the work that still needed to be completed on the interior and exterior of the building. He stated the completion date of York Hall would be around February 1, 2000.

Mr. Zaremba asked for a status of the deer management situation.

Mr. Stuck stated that under the Board's direction, staff sent a request to the Department of Game and Inland Fisheries requesting a change in York's status and that the County be allowed to use lethal means to control the deer population.

Mr. Zaremba asked about the status of the Citizen's Comment Line in terms of utilization to date.

Chairman Noll replied that very few residents have taken advantage of the line.

Mr. Zaremba mentioned an article that appeared in the Daily Press about York County adopting a modern image for marketing, and he asked when it was going to come before the Board.

Mr. Stuck indicated the Board had held a work session to discuss the proposed logo, and the Board was asked if it was comfortable enough to authorize the remainder of the contract to be performed, which is the design phase. He noted an e-mail had been sent out to the Board members requesting that the staff be given the go-ahead, and 4 of the 5 members said to go ahead with the design phase.

Mr. Zaremba stated he was one of the respondents, but he felt some citizen input was needed before adopting the logo.

Mr. Stuck informed the Board that the proposed logo had been on the website and an article on the new image had appeared in the newspaper.

CITIZENS COMMENT PERIOD

Mr. Mark Rinaldi, 10022 Sycamore Landing, James City County, thanked the Board and commended the people involved in Computer Support Services for preparing an extremely professional, productive, and useful website.

Mr. Jerry Kaufman, Scoutmaster, Troop 200, sponsored by St. Luke's United Methodist Church, explained that scouts from the Troop were present this evening because they were working on citizenship in the community and were required to attend a public forum.

Mr. Al Bogart, Assistant Scoutmaster, Troop 154, sponsored by 1st Com Wing at Langley Air Force Base, stated members of his troop were present because they were working on their citizenship and communications badges.

MATTERS PRESENTED BY THE BOARD

Chairman Noll wished everyone a Happy Thanksgiving. She spoke of the School Board and the Board of Supervisors' joint meeting on the condition of the finances of the County for the coming year. She mentioned personnel costs were the highest priority, and the County and the School Board were doing benchmarking studies on salaries. She reported that the County was in good condition and hoped it could maintain the current tax rate for another year.

Mr. Zaremba spoke on the joint meeting with the School Board emphasizing the cooperation between the two boards in discussing revenues, salaries, and employees. He also discussed an article in the Daily Press regarding South Carolina and the incentives it has offered for economic development. He discussed the impact of economic development with regard to the pay scale of the workforce and stated he felt the County should proceed cautiously with its economic development plan.

Chairman Noll expressed her agreement with Mr. Zaremba in proceeding cautiously with economic development and the proffers offered to businesses.

Mr. Funk spoke on the upcoming session of the General Assembly and how the members meet for only 60 days and overpower themselves every year by trying to deal with as many as 3,000 pieces of legislation as well as the state budget. He stated the County's local budget is tied very closely with what the legislators do. He also mentioned the joint School Board and Board of Supervisors meeting, stating he felt the two bodies were working well together. He explained that 50 percent of the local tax money collected is distributed to the school system, and he encouraged citizens to keep abreast of what is going on with the legislators in Richmond.

CONSENT CALENDAR

Mr. Mills moved the adoption of the Consent Calendar, Item Nos. 3 and 4, respectively.

On roll call the vote was:

Yea:	(5)	Zaremba, Meadows, Funk, Mills, Noll
Nay:	(0)	

Thereupon, the following minutes were approved and resolutions adopted:

Item No. 3. APPROVAL OF MINUTES.

The minutes of the following meetings of the York County Board of Supervisors were approved:

September 22, 1999, Regular Meeting
September 29, 1999, Adjourned Meeting
October 6, 1999, Regular Meeting
October 13, 1999, Adjourned Meeting
October 20, 1999, Regular Meeting

Item No. 4. SENIOR CENTER OF YORK LEASE APPROVAL: Resolution R99-194

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A LEASE AGREEMENT WITH GRAFTON II ASSOCIATES, A VIRGINIA GENERAL PARTNERSHIP AND HARVEY LINDSAY COMMERCIAL REAL ESTATE, AGENT, FOR RENTAL SPACE AT WASHINGTON SQUARE SHOPPING CENTER FOR THE SENIOR CENTER OF YORK

WHEREAS, the York County Board of Supervisors has a long standing commitment to services which benefit the elderly citizens of York County; and

WHEREAS, the County currently operates the Senior Center of York in conjunction with the Peninsula Agency on Aging in rented space at Washington Square Shopping Center under a three year lease agreement that will expire on November 30, 1999; and

WHEREAS, the owners and agents of Washington Square Shopping Center have offered an amendment to extend the agreement for an additional year, commencing on December 1, 1999, for the rental of Units 24, 25, and 26 for the Senior Center of York for an annual rent of \$20,925;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 17th day of November, 1999, that the County Administrator be, and he is hereby, authorized to execute a lease extension with Grafton II Associates, a Virginia General Partnership and Harvey Lindsay Commercial Real Estate, agent for the owner, substantially in the form as submitted to the Board by the County Administrator, for the operation of the Senior Center of York for the term December 1, 1999 until November 30, 2000, in approximately three thousand one hundred (3,100) square feet identified as Units 24, 25, and 26 of Washington Square Shopping Center, for rent in the amount of \$20,925, and subject to the other terms and conditions of the lease; such extension to be approved as to form by the County Attorney.

BE IT FURTHER RESOLVED that this lease agreement is subject to continuing annual appropriations by the York County Board of Supervisors.

AGENCY AND STAFF PRESENTATIONS**COMPREHENSIVE ANNUAL REPORT**

Mr. James McReynolds, Director of Financial & Management Services, introduced Ms. Rena Gyorke, Senior Manager of Witt, Mares & Company, P.L.C., to present the 1999 Comprehensive Annual Report.

Ms. Gyorke presented the annual report on the FY99 Comprehensive Financial Statement. She indicated the financial statements of the County present fairly the financial position and results of its operation in accordance with generally accepted accounting principles. She stated the company had also issued reports on compliance and internal control as required by government auditing standards and specifications for audits of counties, cities, and towns. Ms. Gyorke indicated they did not issue a formal management letter this year; however, they are involved in ongoing discussions with management regarding the implementation of new reporting that will be coming out in the very near future. Ms. Gyorke expressed her appreciation to Mr. McReynolds and Mrs. Kirish and their staff for their assistance and cooperation during the audit.

PUBLIC HEARINGS**APPLICATION NO. UP-550-99, VERNON L. STEVENS.**

After a video was shown depicting the subject property, Mr. Robert Baldwin, Chief Planner, made a brief presentation explaining the request to authorize a use permit pursuant to Section 24.1-407 of the Zoning Ordinance, to allow an accessory dwelling unit in conjunction with a single family residence on property located at 104 Austins Point Road. The Planning Commission considered the application and forwarded it to the Board of Supervisors with a recommen-

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dation of approval, and staff recommended approval of the application through the adoption of proposed Resolution R99-197.

Chairman Noll called to order a public hearing on Application No. UP-550-99 which was duly advertised as required by law. Proposed Resolution R99-197 is entitled:

A RESOLUTION TO APPROVE APPLICATION NO. UP-550-99
WHICH REQUESTS A USE PERMIT TO ESTABLISH AN
ACCESSORY DWELLING UNIT IN CONJUNCTION WITH A SINGLE
FAMILY RESIDENCE LOCATED AT 104 AUSTINS POINT ROAD.

There being no one present who wished to speak regarding the subject application, Chairman Noll closed the public hearing.

Chairman Noll asked if the property could be further subdivided in the future.

Mr. Baldwin stated he felt the property could be subdivided in the future. He stated a condition was put on the application that it be used for family members only, and the property would revert back to being a garage if the property was sold or if a family member vacated the property.

Mr. Zaremba asked what the procedures were for monitoring the property if a family member vacated the property or if the property was sold.

Mr. Baldwin stated it is a difficult type of use permit to enforce. The County could check property sales records for the sale of the property. He noted that a requirement was added that requires the applicant to record the conditions of approval in the Clerk's office. Mr. Baldwin stated a title search should reveal any of these restrictions to a prospective buyer.

Discussion followed on the definition of "family members."

Mr. Meadows then moved the adoption of the proposed Resolution R99-197 which reads:

A RESOLUTION TO APPROVE APPLICATION NO. UP-550-99
WHICH REQUESTS A USE PERMIT TO ESTABLISH AN
ACCESSORY DWELLING UNIT IN CONJUNCTION WITH A SINGLE
FAMILY RESIDENCE LOCATED AT 104 AUSTINS POINT ROAD

WHEREAS, Vernon L. Stevens has submitted Application No. UP-550-99 which requests a use permit, pursuant to Section 24.1-407 of the Zoning Ordinance, to authorize an accessory dwelling unit containing approximately 960 square feet of floor area in an existing detached garage in conjunction with a single family residence located at 104 Austins Point Road and further identified as Assessor's Parcel No. 30-(79)-2C; and

WHEREAS, said application has been referred to the York County Planning Commission; and

WHEREAS, the Commission has recommended approval of this application; and

WHEREAS, the Board has conducted a duly advertised public hearing in accordance with applicable procedure; and

WHEREAS, the Board has carefully considered the public comments and the recommendations of the Commission and staff with respect to this application;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 17th day of November, 1999, that it does hereby approve Application No. UP-550-99, subject to the following conditions:

1. This use permit shall authorize the establishment of an accessory apartment having a maximum floor area of 960 square feet within a detached garage in conjunction with a single family dwelling in a RR (Rural Residential) district on property located at 104 Austins Point Road and further identified as Assessor's Parcel No. 30-(79)-2C.

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2. Occupancy of the accessory apartment shall be limited to the family members of Vernon L. Stevens. This use permit shall terminate if or when the applicant's family vacates the accessory dwelling unit or Mr. Stevens sells the property. The accessory apartment shall not be rented separate from the principal dwelling.
3. The accessory apartment shall have a sanitary sewer system approved by the County.
4. The applicant shall secure from the County a Certificate of Occupancy prior to occupying the accessory apartment.
5. The applicant shall be responsible for compliance with the regulations in Section 24.1-115(b)(6) of the Zoning Ordinance that pertain to the recordation of this resolution in the office of the Clerk of the Circuit Court.

On roll call the vote was:

Yea: (5) Meadows, Funk, Mills, Zaremba, Noll
Nay: (0)

APPLICATION NO. UP-551-99, WILLIAMSBURG CHRYSLER-PLYMOUTH-JEEP

After a video was shown depicting the subject property, Mr. Baldwin made a brief presentation explaining the request to authorize a special use permit for the establishment of an automobile repair facility at 401 Second Street (Route 162). The Planning Commission considered the application and forwarded it to the Board of Supervisors with a recommendation of approval, and staff recommended approval of the application through the adoption of proposed Resolution R99-198.

Chairman Noll called to order a public hearing on Application No. UP-551-99 which was duly advertised as required by law. Proposed Resolution R99-198 is entitled:

A RESOLUTION TO APPROVE APPLICATION NO. UP-551-99 TO
AUTHORIZE THE ESTABLISHMENT OF AN AUTOMOBILE REPAIR
FACILITY AT 401 SECOND STREET

Mr. Ebbie Hall, owner of Ebbie's Auto Painting, spoke concerning the 35' buffer requirement on the back of his lot, and stated he would like a 10' buffer also because he needs parking space.

Mr. James Noel, Executive Director of the Industrial Development Authority of York County, spoke on behalf of the applicant. He stated Mr. Julien would bring in a quality business and make significant improvements to the building and grounds. Mr. Noel stated he felt the use coincides with the Board's goals for economic development.

Chairman Noll asked if an agreement had been reached about the buffer zone in the back of the property, and she asked what it would do to the other buffers.

Mr. Noel reported that such an agreement was reached between Mr. Julien and the planning staff as directed by the Planning Commission.

Mr. Baldwin indicated they would look at the buffer on Ebbie's site and discuss it with them.

There being no one else present who wished to speak regarding the subject application, Chairman Noll closed the public hearing.

Discussion followed on the special use permit application.

Mr. Zaremba moved the adoption of proposed Resolution R99-198 which reads:

A RESOLUTION TO APPROVE APPLICATION NO. UP-551-99 TO
AUTHORIZE THE ESTABLISHMENT OF AN AUTOMOBILE REPAIR
FACILITY AT 401 SECOND STREET

WHEREAS, Williamsburg Chrysler-Plymouth-Jeep has submitted Application No. UP 551-99, which requests a special use permit pursuant to Section 24.1-306 (Category 12, No. 3) of the York County Zoning Ordinance to authorize the establishment of a automobile repair facility on the parcel located at 401 Second Street (Route 162) and further identified as Assessor's Parcel No. 10-(3)-B ; and

WHEREAS, said application has been referred to the York County Planning Commission; and

WHEREAS, the Commission has recommended approval of this application; and

WHEREAS, the Board has conducted a duly advertised public hearing in accordance with applicable procedure; and

WHEREAS, the Board has carefully considered the public comments and the recommendations of the Planning Commission and staff with respect of this application;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 17th day of November, 1999, that it does hereby approve Application No. UP-551-99 to authorize the establishment of an automobile repair facility at 401 Second Street, subject to the following conditions:

1. This use permit shall authorize the establishment of a automobile repair facility located at 401 Second Street on one acre of land that is further identified as Assessor's Parcel No. 10-(3)-B.
2. The automobile repair facility shall be developed and operated in accordance with the standards set forth in Section 24.1-475, Standards for all motor vehicle and transportation related uses; Section 24.1-477, Standards for auto fuel dispensing establishment, service stations, and auto repair garages; and Section 24.1-375, TCM - Tourist corridor management overlay district.
3. A site plan shall be prepared in accordance with Article V of the York County Zoning Ordinance. Said site plan shall be in substantial conformance with the concept plan titled Perspective Study and dated September 24, 1999.
4. A transitional buffer consisting of a six-foot (6'), solid-board wood fence and evergreen landscaping, shall be constructed along the entire length of the rear of the parcel as depicted on the concept plan titled, "Williamsburg Chrysler Service Center," and dated October 18, 1999. Detailed buffer plans shall be approved by the Zoning Administrator in accordance with Section 24.1-243(f)(5) of the Zoning Ordinance.
5. One of the two access points to the site shall be closed. A single standard commercial entrance shall serve the site.
6. The applicant shall be responsible for compliance with the regulations in Section 24.1-115(b)(6) of the Zoning Ordinance that pertain to the recordation of this resolution in the office of the Clerk of the Circuit Court.

On roll call the vote was:

Yea:	(5)	Funk, Mills, Zaremba, Meadows, Noll
Nay	(0)	

AGENCY AND STAFF PRESENTATIONS (continued)

Mrs. Coleen Cason, Department of Financial & Management Services, Computer Support Division, gave an informative and in-depth presentation regarding the County's website. The website includes just under 3000 pages, 10,862 links, and 593 images of maps photographs and graphics. The site receives approximately 9,000 visits per month from outside the County. She noted the site is overseen by the Internet Review Committee.

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Mr. Mills asked about the percentage of households on the internet.

Mrs. Cason stated that last year 64 percent of households had the capability, and she felt there would be even more now.

Discussion followed with Mr. Adam Frisch, Chief of Computer Support Services, on the access of County information through the internet.

NEW BUSINESS

ROUTE 17/ROUTE 171 LANDSCAPING PLANS

Mr. Stuck explained the purpose of proposed Resolution R99-213 to approve the procurement of services necessary for implementation of the Route 17/Route 171 landscaping plans and to authorize the County Administrator to execute contracts to accomplish said work.

Discussion followed on the procurement and implementation of the Route 17/Route 171 landscaping plans.

Mr. Stuck stated all the bids came in considerably higher than anticipated. He also expressed his concerns over maintenance and upkeep of the landscaping. He explained staff was recommending only the trees and shrubs and the maintenance of them during the initial period in an effort to keep the costs down.

Mr. J. Mark Carter, Assistant to the County Administrator, stated the flowers and their maintenance would run the cost close to \$200,000.

Mr. Zaremba asked how the landscaping would be funded.

Mr. Stuck stated that the Board had set aside some money from the Capital Improvement Program for a number of years. He stated there is a little over \$200,000 being held for the project; \$50,000 of that is revenue sharing money.

Mr. Mills asked about the kinds of trees that will be planted.

Ms. Christine Hall, Landscape Architect, provided a list of the trees being used and explained the reasons why the particular trees were chosen.

Mr. Meadows then moved the adoption of the proposed Resolution R99 213 which reads:

A RESOLUTION TO APPROVE THE PROCUREMENT OF SERVICES
NECESSARY FOR IMPLEMENTATION OF THE ROUTE 17/ROUTE
171 LANDSCAPING PLANS AND TO AUTHORIZE THE COUNTY
ADMINISTRATOR TO EXECUTE CONTRACTS TO ACCOMPLISH
SAID WORK

WHEREAS, it is the policy of the Board of Supervisors that all procurements of goods and services by the County involving the expenditure of \$30,000 or more be submitted to the Board for its review and approval; and

WHEREAS, the County Administrator has determined that the following procurements are necessary and desirable, and that applicable laws, ordinances and regulations have been complied with; and

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 17th day of November, 1999, that the County Administrator be, and he hereby is, authorized to conclude the following procurement in support of the Route 17 / Route 171 corridor improvement and landscaping effort:

- Landscaping Services per IFB 1053: contract with American Lawn and Landscaping, Inc., in the amount of \$150,540

BE IT FURTHER RESOLVED that the County Administrator be, and he is hereby, authorized to procure goods, equipment and services and to do all things necessary associated with the implementation of the Route 17/171 landscaping plans, whether through change orders or otherwise, without further action by this Board, provided that the cost of said purchases shall not exceed the funds available for this project.

On roll call the vote was:

Yea: (5) Mills, Zaremba, Meadows, Funk, Noll
Nay: (0)

YORKTOWN WHARF-AREA IMPROVEMENTS

Mr. Stuck informed the Board that proposed Resolution R99-209 was to approve the procurement of services necessary for implementation of certain elements of the wharf-area improvement project and to authorize the County Administrator to execute a contract to accomplish the work.

Mr. Funk asked if there was a contract for the demolition of the existing wharf.

Mr. Stuck replied that demolition of the existing wharf might be done in conjunction with the movement of the post office building.

Mr. Robert Kraus, Director of General Services, explained that the removal of the wharf was part of the shoreline protection project.

Discussion ensued on the Yorktown Wharf-Area Improvements.

Mr. Zaremba asked for the estimated cost of the final project.

Mr. Kraus replied the total cost is \$2,000,000.

Mr. Mills moved the adoption of Resolution R99-209 which reads:

A RESOLUTION TO APPROVE THE PROCUREMENT OF SERVICES
NECESSARY FOR IMPLEMENTATION OF CERTAIN ELEMENTS OF
THE WHARF-AREA IMPROVEMENT PROJECT AND TO
AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A
CONTRACT TO ACCOMPLISH SAID WORK

WHEREAS, it is the policy of the Board of Supervisors that all procurements of goods and services by the County involving the expenditure of \$30,000 or more be submitted to the Board for its review and approval; and

WHEREAS, the County Administrator has determined that the following procurement is necessary and desirable, and that applicable laws, ordinances and regulations have been complied with; and

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 17th day of November, 1999, that the County Administrator be, and he hereby is, authorized to conclude the following procurement in support of the implementation of the Wharf-Area Improvements Concept Plan:

- Engineering Design for New Pier and Observation Deck: contract with Clark Nexsen, Inc., in the amount of \$224,510 with \$182,510 associated with the design of the New Pier and the balance associated with construction administration.

BE IT FURTHER RESOLVED that \$182,510 be and is hereby allocated for this project from the already appropriated Tourism designated lodging tax revenues.

BE IT STILL FURTHER RESOLVED that the County Administrator be, and he is hereby, authorized to procure services and to do all things necessary associated with the implementation of this project, whether through change orders or otherwise, without further action by this

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Board, provided that the cost of said purchases shall not exceed the funds available for this project.

On roll call the vote was:

Yea: (4) Meadows, Funk, Mills, Noll
Nay: (1) Zaremba

COMMENDATION OF YORK COUNTY EMPLOYEES

Mr. Stuck explained that proposed Resolution R99-210 had been prepared for the Board's consideration to commend York County Employees for their service during 1999 and provide for two additional holidays.

Mr. Mills moved the adoption of proposed Resolution R99-210 which reads:

A RESOLUTION TO EXPRESS THE APPRECIATION OF THE YORK
COUNTY BOARD OF SUPERVISORS TO THE EMPLOYEES OF
YORK COUNTY FOR DEDICATED AND LOYAL SERVICE DURING
1999 AND TO AWARD THEM TWO ADDITIONAL HOLIDAYS

WHEREAS, the York County Board of Supervisors desires to acknowledge the outstanding performance of York County employees during 1999; and

WHEREAS, the Board of Supervisors desires to recognize the County staff at this special time of the year and to wish each one a happy and safe holiday season;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors on this 17th day of November, 1999, that all employees of York County be, and they are hereby, duly commended, and the heartfelt thanks of the Board of Supervisors is extended to them for dedicated and loyal service during the 1999 calendar year.

BE IT FURTHER RESOLVED that two additional holidays, Monday, December 27, and Thursday, December 30, 1999, be and they are hereby, granted as holidays for all departments and agencies of the County of York.

On roll call the vote was

Yea: (5) Meadows, Funk, Mills, Zaremba, Noll
Nay: (0)

CLOSED SESSION. At 9:25 p.m. Mr. Funk moved that the Board convene in Closed Session pursuant to Section 2.1-344(A)(1) to consider a personnel matter involving the performance of a specific public employee.

On roll call the vote was:

Yea: (5) Funk, Mills, Zaremba, Meadows, Noll
Nay: (0)

Meeting Reconvened. At 10:10 p.m. the meeting was reconvened in open session by order of the Chair.

Mr. Meadows moved the adoption of proposed Resolution SR-1 that reads:

A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM
OF INFORMATION ACT REGARDING MEETING IN CLOSED
SESSION

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WHEREAS, the York County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the York County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 17th day of November, 1999, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the York County Board of Supervisors.

On roll call the vote was:

Yea: (5) Mills, Zaremba, Meadows, Funk, Noll
Nay: (0)

Meeting Adjourned. At 10:15 p.m. Chairman Noll declared the meeting adjourned sine die.

Daniel M. Stuck, Clerk
York County Board of Supervisors

Sheila S. Noll, Chairman
York County Board of Supervisors